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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MICHAEL A. RILEY,

14 Defendant.

CASE NO. CR14-0113JLR

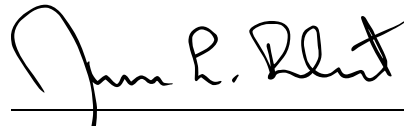
ORDER

15 Before the court is Defendant Michael A. Riley's second motion for  
16 compassionate release pursuant to 18 U.S.C. § 3582(c)(1). (Mot. (Dkt. # 158).) Mr.  
17 Riley is represented by counsel. (*See* CJA Appt. (Dkt. # 157).) As such, Mr. Riley may  
18 not file a *pro se* motion unless he complies with the requirements of Local Civil Rule  
19 83.2(b)(5). *See* Local Rules W.D. Wash. LCrR 1(a) (adopting Local Rules W.D. Wash.  
20 LCR 83.2(b) for criminal proceedings); *see also id.* LCR 83.2(b)(5) (requiring a  
21 represented party that seeks to appear or act *pro se* to "request[] by motion to proceed on  
22 his or her own behalf, certif[y] in the motion that he or she has provided copies of the

1 motion to his or her current counsel and to the opposing party, and [receive from the  
2 court] an order of substitution by the court terminating the party's attorney"); *United*  
3 *States v. Halbert*, 640 F.2d 1000, 1009 (9th Cir. 1981) ("A criminal defendant does not  
4 have an absolute right to both self-representation and the assistance of counsel. . . .  
5 Whether to allow hybrid representation remains within the sound discretion of the trial  
6 judge."); *United States v. Durden*, 673 F. Supp. 308, 309 (N.D. Ind. 1987) (citing  
7 *Halbert*, 640 F.2d at 1009) (exercising the discretion to decline to consider a represented  
8 criminal defendant's *pro se* motion). The court directs Mr. Riley and his current counsel  
9 to discuss Mr. Riley's current situation and the relief he requests.

10 Because Mr. Riley improperly filed his motion *pro se*, the court STRIKES the  
11 second motion for compassionate release (Dkt. # 158) without prejudice to refile after  
12 compliance with the court's Local Rules concerning *pro se* representation.

13 Dated this 17th day of June, 2020.

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16 JAMES L. ROBART  
17 United States District Judge  
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